

STEVEN G. POLARD (SBN 90319)  
ROPERS, MAJESKI, KOHN & BENTLEY  
445 South Figueroa Street, Suite 3000  
Los Angeles, CA 90071-1619  
Telephone: (213) 312-2000  
Facsimile: (213) 312-2001  
Email: steven.polard@rmkb.com

Attorneys for Creditor and Administrative Claimant,  
SONOMA SPECIALTY HOSPITAL, LLC

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SANTA ROSA

In Re

SONOMA WEST MEDICAL CENTER,  
Debtor,

Case No.: 1:18-BK-10665-RLE

(Chapter 7)

**SONOMA SPECIALTY HOSPITAL'S  
LIMITED OBJECTION TO TRUSTEE'S  
MOTION FOR ORDER AUTHORIZING  
COMPROMISE OF CONTROVERSY  
WITH PALM DRIVE HEALTHCARE  
DISTRICT**

[No Hearing Set; Only If Court Deems  
Necessary on This Limited Objection  
Sonoma Specialty Hospital Would  
Request a Hearing on its Limited Objection]

1 Creditor and Administrative Claimant Sonoma Specialty Hospital (“SSH”) has no  
2 objection to the Motion for Order Authorizing Compromise of Controversy between Timothy W.  
3 Hoffman, Trustee, (“Trustee”) and Palm Drive Healthcare District (“Chapter 9 Debtor”), (the  
4 “Motion”) unless the Order approving the settlement does not clarify that the settlement and order  
5 thereon does not prejudice SSH’s rights and administrative claims against the Trustee or any  
6 other party. SSH is a not party to the settlement nor to the Chapter 7 Court’s prior approval of the  
7 settlement. SSH notes that the Trustee enjoys a provision under the settlement agreement which  
8 purports to preserve his rights against SSH.


9 If the Court deems it necessary to go beyond noting that SSH was not and is not a party to  
10 the subject settlement, the Court is respectfully asked to take judicial notice of SSH’s pending  
11 Motion for Allowance and Payment of Administrative Claims filed in this Chapter 7 case.

12 Perhaps it would be adequate for any issue as to this request be satisfied by requiring the  
13 Trustee to allow SSH to review and object to the Proposed Order approving the settlement if the  
14 language cannot be worked out with the Trustee, the Chapter 9 Debtor, and SSH. The Trustee’s  
15 Counsel has already expressed a willingness to put a “no prejudice to SSH” provision in the  
16 Order but SSH has not received a proposed order with that language to date, and today is the last  
17 day to respond to the Motion.

18 If the Court believes a hearing is necessary on this very limited objection, then SSH  
19 respectfully requests a hearing on this matter.

20  
21 Dated: August 12, 2019

ROPERS, MAJESKI, KOHN & BENTLEY

22 By:   
23 STEVEN G. POLARD  
24 Attorneys for Creditor and Administrative  
25 Claimant, SONOMA SPECIALTY  
26 HOSPITAL, LLC  
27  
28

1 **CASE NAME: IN RE SONOMA WEST MEDICAL CENTER**

2 **ACTION NO.: 1:18-BK-10665-RLE**

3 **CERTIFICATE OF SERVICE**

4 I am a citizen of the United States over the age of 18 years, and not a party to the within  
5 action. My business address is 445 S. Figueroa Street, Suite 3000, Los Angeles, CA 90071.

6 I served the document described as: **SONOMA SPECIALTY HOSPITAL'S**  
7 **LIMITED OBJECTION TO TRUSTEE'S MOTION FOR ORDER AUTHORIZING**  
8 **COMPROMISE OF CONTROVERSY WITH PALM DRIVE HEALTHCARE**  
DISTRICT by:

9 **NEF/ CM/ECF.** Pursuant to controlling General Orders and LBR, the above document(s)  
10 was served by the Court, on the Registered Participants who have consented to electronic service,  
via the court's CM/ECF electronic mail (Email) system

11 I declare under penalty of perjury under the laws of the United States of America that  
12 the foregoing is true and correct. Executed at Los Angeles, California on August 12, 2019.

13  
14 Melissa Tamura

/s/ Melissa Tamura

15 Type Name

Signature